BILL NO. S-83-05-38

SPECIAL ORDINANCE NO. S-_____

ORDINANCE AMENDING SPECIAL ORDINANCE NO. S-47-83 ENTITLED "AMENDED ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS CITY OF FORT WAYNE, INDIANA FLOATING RATE MONTHLY DEMAND REVENUE BONDS (THE FORT WAYNE CIVIC CENTER PROJECT) 1983 SERIES AND APPROVING OTHER ACTIONS IN RESPECT THERETO"

WHEREAS, the Common Council of the City of Fort Wayne, Indiana did on March 8, 1983 adopt Special Ordinance No. S-47-83 relating to the issuance of not to exceed $16,000,000 of its City of Fort Wayne, Indiana Floating Rate Monthly Demand Revenue Bonds (The Fort Wayne Civic Center Project) 1983 Series (the "Bonds"); and

WHEREAS, due to an unforeseen delay in issuing the Bonds, certain provisions in Special Ordiance No. S-47-83 now require technical modification.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT:

SECTION 1. The second paragraph of Section 5 of Special Ordinance No. S-47-83 is hereby amended to read as follows:

Interest on the Bonds will be paid on the first Business Day (as hereinafter defined) of the month next succeeding their month of delivery, and on the first Business Day (as hereinafter defined) of each calendar month thereafter (an "Interest Payment Date") and will be computed on the basis of a year of 365 or 366 days, as appropriate, for the actual number of days elapsed (except in the event of a conversion to a Fixed Interest Rate in which case interest will be computed on the basis of a 360-day year of twelve 30-day months on each _____ and _____ (a "Fixed Interest Rate Interest Payment Date") after the date of Fixed Interest Rate becomes effective). Interest on the Bonds will first accrue from and including the date of the first delivery of fully executed and authenticated Bonds to and including the last day of the calendar month during which they are delivered and, commencing the first day of the month next succeeding their month of delivery, interest on the Bonds will accrue from and including the Interest Payment Date in each calendar month to and including the day next preceding the

Interest Payment Date in the following calendar month (each such period being hereinafter called an "Interest Period").

SECTION 2. The Bonds shall be delivered to E.F. Hutton & Company, Inc., as Underwriter within sixty (60) days of the passage of this Ordinance and its signing by the Mayor.

SECTION 3. The Bonds shall be initially issuable as coupon or fully registered bonds in the denomination of $100,000 in the form and with registration privileges as set forth in the Indenture. Upon certain conditions and the conversion of the Bonds to a fixed interest rate, the Bonds may be issued in the denomination of $5,000 or (as to fully registered bonds) integral multiples thereof.

SECTION 4. The project to be financed with the proceeds of the Bonds shall comprise the acquisition of that certain block in downtown Fort Wayne bounded by Calhoun, Jefferson, Harrison and Washington Streets and the construction and equipping thereon of a convention facility, commonly called the Civic Center, said convention facility including certain public spaces to be constructed in the lower 41 feet (approximate) of airspace above the eastern one-third (approximate) of said block, and above which it is contemplated that a hotel structure will be erected.

SECTION 5. All findings, determinations and other provisions of Special Ordinance No. S-47-83 not inconsistent or in conflict with the provisions of this Ordinance are hereby ratified and confirmed.

SECTION 6. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor.

_____
COUNCILMAN

APPROVED AS TO FORM AND
LEGALITY

_____
John J. Wernet, Attorney
for the Fort Wayne Economic
Development Commission

Dated this 31st day of May, 1983

Read the first time in full and on motion by GiaQuinta, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19___, at _____ o'clock ___.M.,E.S.T.

DATE: 5-31-83 _____

CITY CLERK

Read the third time in full and on motion by _____, seconded by _____, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	____	____	_____	_____	_____
BRADBURY	____	____	_____	_____	_____
BURNS	____	____	_____	_____	_____
EISBART	____	____	_____	_____	_____
GiaQUINTA	____	____	_____	_____	_____
SCHMIDT	____	____	_____	_____	_____
SCHOMBURG	____	____	_____	_____	_____
SCRUGGS	____	____	_____	_____	_____
STIER	____	____	_____	_____	_____
TALARICO	____	____	_____	_____	_____

DATE: _____ _____

- CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. _____ on the _____ day of _____, 19_____.

ATTEST: (SEAL)

_____ _____

CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19_____, at the hour of _____ o'clock _____.M.,E.S.T.

_____

CITY CLERK

Approved and signed by me this _____ day of _____ 19_____, at the hour of _____ o'clock _____.M.,E.S.T.

_____

WIN MOSES, JR. - MAYOR

The City of Fort Wayne

March 18, 1986

Natka Eshcoff
City Clerk's Office
City-County Bldg.
Fort Wayne, IN 46802

RE: Pulling E.D.C. Projects

Dear Natka:

As we discussed, the following projects, and their corresponding Resolutions to the Fort Wayne Common Council, are no longer pending and should therefore be terminated:

1. Urban Development & Planning (R-85-11-35)
2. Shive Nursing Center (R-82-04-22)
3. Fort Wayne Civic Center (S-83-05-38)
4. C & B Realty, Inc. (R-83-09-37)
5. Standard Building (R-81-05-07)

This does not mean that projectis terminated, but only that the Resolution is not required for the financing of the project. If you should have any questions, please do not hesitate to contact me.

Sincerely,

Fred Baughman
E.D.C. Coordinator
Department of Economic Development

BILL NO. S-83-05-38

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN (ORDINANCE) (~~RESOLUTION~~) AMENDING SPECIAL ORDINANCE NO. S-47-83 ENTITLED "AMENDED ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS CITY OF FORT WAYNE, INDIANA FLOATING RATE MONTHLY DEMAND REVENUE BONDS (THE FORT WAYNE CIVIC CENTER PROJECT) 1983 SERIES AND APPROVING OTHER ACTIONS IN RESPECT THERETO

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (~~RESOLUTION~~) Be W Adams

YES		NO
	MARK E. GiaQUINTA CHAIRMAN	
	CHARLES B. REDD VICE CHAIRMAN	
	PAUL M. BURNS	
	JANET G. BRADBURY	
	JAMES S. STIER	

CONCURRED IN

SANDRA E. KENNEDY
CITY CLERK

Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Special S83-05-38

DEPARTMENT REQUESTING ORDINANCE Economic Development Commission

SYNOPSIS OF ORDINANCE Ordinance amends S-47-83 (Civic Center Bond Issue) by making technical changes in said ordinance made necessary by delay in issuance and new State legislation.

EFFECT OF PASSAGE

EFFECT OF NON-PASSAGE

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)

ASSIGNED TO COMMITTEE (PRESIDENT)